

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

LORI BAZINETT, individually and on behalf of  
all others similarly situated,

Plaintiff,

v.

PREGIS LLC,

Defendant.

Case No. 1:23-cv-00790-GLS-ML

**PLAINTIFF'S NOTICE OF SUPPLEMENTAL AUTHORITY**

Plaintiff respectfully submits this Notice of Supplemental Authority to bring to the Court's attention two recent decisions relevant to this matter captioned *Ramos v. Apple Inc.*, 2023 WL 5803739 (S.D.N.Y. Sept. 7, 2023) and *Birthwright v. Advance Stores Company, Inc. d/b/a Advance Auto Parts*, 2023 WL 5718633 (E.D.N.Y. Sept. 5, 2023). Both *Ramos* and *Birthwright* are relevant because they rejected the defendants' arguments that violations of NYLL § 191 do not provide a private right of action, and that *Vega* was wrongly decided. Further, *Ramos* rejected Defendant's claim that liquidated damages may not be recovered for violations of NYLL § 191, "declin[ing] to limit Plaintiff's damages to lost interest."

Dated: September 11, 2023

Respectfully submitted,

By: /s/ Yitzchak Kopel  
Yitzchak Kopel

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